

SECTION 5-1

BUSINESS REGISTRATION FEE

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5-1-1 IMPOSITION OF BUSINESS REGISTRATION FEE.

There is imposed on each place of business conducted in this municipality a business registration fee of Thirty-five Dollars (\$35.00). The fee is imposed pursuant to Section 3-83-3 N.M.S.A. 1978 as it now exists or is amended and shall be known as the "Business Registration Fee". The business registration fee may not be prorated for business conducted for a portion of the year.

5-1-2 EXEMPTION.

Pursuant to Section 3-38-1 N.M.S.A. 1978, no business registration fee shall be imposed on any business, which is licensed under Section 5-2 or 5-4 of the Code of the Village of Bosque Farms.

5-1-3 APPLICATION TO DO BUSINESS.

Any person proposing to engage in business within the municipal limits of Bosque Farms after July 1, 1981 shall apply for and pay a business registration fee for each outlet, branch, or location within the limits of Bosque Farms prior to engaging in business, unless such person is required to obtain a license under Section 5-2 of the Code of the Village of Bosque Farms.

5-1-4 RENEWAL.

Prior to March 16 of each year, any person with a place of business in Bosque Farms and subject to this Ordinance shall apply for renewal of business registration with the Village Office.

5-1-5 APPLICATION.

Any person filing an application for issuance or renewal of any business registration shall include in the application his current revenue division taxpayer identification number or evidence of application for a current revenue number or evidence of application for a current revenue division taxpayer identification number. Applicant shall also produce and maintain State Licensing and Certificates, if applicable, to the type of business conducted.

5-1-6 LATE FEE.

Any person and/or business who fails to pay annual business registration fee after March 16 of each year shall be subject to a late fee of \$10.00 (ten dollars) in addition to the business registration fee.

5-1-7 PENALTIES.

- A. If any business is conducted in violation of Section 5-1, the Village may institute any appropriate action or proceedings to:
1. prevent the conduct of business;
 2. restrain, correct or abate the violation;
 3. prevent the occupancy of the building, structure or land on which the business is located; or
 4. charge a late fee of no more than ten dollars (\$10.00) per year.
- B. In addition to the remedies provided in Subsections A of this section, the business registration fee may be collected and the Village may enforce Sections 3-38-1 through 3-38-6 NMSA 1978 by suit in the Municipal Court of the Village of Bosque Farms.
1. Notice shall be mailed to any person or business who fails to pay the annual business registration fee within ten (10) days after due date. If within seven (7) days of mailing the business registration fee has not been paid then the person and/or business shall be cited into the municipal court where, upon conviction, they may be subject to a fine not exceeding \$500.00 (five hundred dollars) or imprisonment for a period not exceeding ninety (90) days or both such fine and imprisonment. Violations continued for a period of fifteen (15) days after conviction shall be prosecuted and treated as separate offense.

5-1-8 Effective Date.

This Ordinance shall become effective five (5) days after its Adoption, Approval and Publication as provided by law.

PASSED, APPROVED AND ADOPTED ON THIS 18th DAY OF DECEMBER, 2008.

Wayne Ake, Mayor

ATTEST:

Gayle A. Jones, Clerk/Administrator

EFFECTIVE DATE: DECEMBER 29, 2008